

02570 U.S. PTO  
08/27/03

# UTILITY PATENT APPLICATION TRANSMITTAL

(New Nonprovisional Applications Under 37 CFR § 1.53(b))

Attorney Docket No.  
**2620P**

## TO THE ASSISTANT COMMISSIONER FOR PATENTS:

**Transmitted herewith for filing under 35 USC §119(e), claiming priority of Provisional Application No. 60/407,191, filed on August 28, 2002, is the Patent Application of Li ZOU and Giovanni BARBAROSSA, entitled UPGRADEABLE OPTICAL ADD/DROP MULTIPLEXER, for a(n):**

- (X) Original Patent Application.  
( ) Continuing Application (prior application not abandoned):  
( ) Continuation ( ) Divisional ( ) Continuation-in-part (CIP)  
of prior application No: \_\_\_\_\_ Filed on: \_\_\_\_\_

### Enclosed are:

- (X) Specification: 32 Total Pages.  
(X) Drawing(s): 4 Total Sheets.  
(X) Combined Declaration and Power of Attorney (**Unexecuted**):  
( ) Newly Executed (original or copy)  
( ) Copy from a Prior Application for Continuation/Divisional (37 CFR § 1.63(d)).  
( ) Certified Copy of Priority Document.  
( ) Assignment Papers (cover sheet and document(s)).  
(X) Nonpublication Request under 35 USC 122(b)(2)(B)(i).  
( ) Information Disclosure Statement and Form PTO-1449. ( ) Copies of IDS Citations.  
(X) Return Receipt Postcard.  
( ) Other:


CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEE
Total Claims	17	0	\$18.00	\$0.00
Independent Claims	3	0	\$84.00	\$0.00
Multiple Dependent Claims (if applicable)				\$0.00
Basic Filing Fee				\$750.00
Total Filing Fee				\$750.00

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Respectfully submitted,

  
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### EXPRESS MAIL CERTIFICATE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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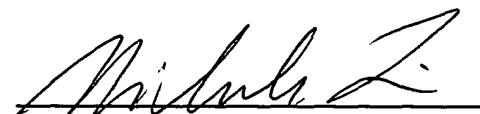
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<b>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(I)</b>	First Named Inventor	Li ZOU and Giovanni BARBAROSSA
	Title	UPGRADEABLE OPTICAL ADD/DROP MULTIPLEXER
	Atty Docket Number	2620P

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

August 27, 2003  
Date

  
Signature

Michele Liu, Reg. No., 44,875  
Attorney for Applicant(s)

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing.**

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of such filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, D.C. 20231.